



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Botstein et al. Docket No.: 39780-2730P1C3  
Serial No.: 09/990,438 Group Art Unit: 1646  
Filing Date: November 14, 2001 Examiner: Kaufman, Claire  
For: **SECRETED AND TRANSMEMBRANE POLYPEPTIDES AND  
NUCLEIC ACIDS ENCODING THE SAME**  
**EXPRESS MAIL LABEL NO. EL 976 547 710 US**  
**Date Mailed: August 2, 2005**

**PRELIMINARY AMENDMENT**

MS: RCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Preliminary amendment accompanies a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 for the above identified application. A Notice of Appeal was filed in this case on February 3, 2005; therefore this response is timely filed and is accompanied with a Petition for Extension of time for four months with necessary fees. Attached herewith is a Declaration by Audrey Goddard, Ph.D. Entry of this declaration and consideration of this amendment is respectfully requested.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.

**Remarks/Arguments** begin on page 3 of this paper.

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